

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

FIBER SYSTEMS INTERNATIONAL, INC. §

Vs. § CIVIL ACTION NO. 2:06-CV-473

APPLIED OPTICAL SYSTEMS, INC. §

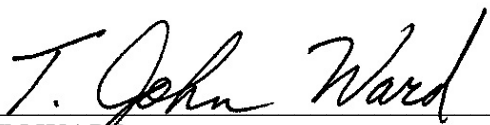
ORDER

FSI's motion for judgment on the pleadings (#270) is denied as moot.

AOSI's motion for summary judgment regarding inequitable conduct during reexamination (#274) is denied.

AOSI's motion for summary judgment regarding non-infringement under the doctrine of equivalents (#273) is denied.

SIGNED this 26th day of October, 2009.



T. JOHN WARD
UNITED STATES DISTRICT JUDGE